



DB  
1-16-02  
#6  
PATENT

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to Box Response No Fee, Commissioner for Patents, Washington, DC 20231 on October 16, 2001.

*Thomas A. Runk* *Oct. 16, 2001*  
Thomas A. Runk, Reg. No. 30,679 Date

RECEIVED  
JAN 15 2002  
TC 3100 MAIL ROOM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application Of:	)	
	)	Group Art Unit: 3763
Farley, et al.	)	
	)	Examiner: C. Rodriguez
Serial No.: 09/483,969	)	
	)	
Filed: January 18, 2000	)	Our Docket No. VNUS-53427
	)	
For: METHOD AND APPARATUS FOR	)	
VENOUS INSUFFICIENCY USING	)	
DIRECTIONALLY APPLIED	)	Date: October 12, 2001
ENERGY	)	
	)	

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Box Response No Fee  
Commissioner for Patents  
Washington, DC 20231

Sir:

This communication is responsive to the Office action dated September 12, 2001. The Office action required an election of a single species from species A through species G for examination.

Applicant hereby elects, with traverse, species D which is defined in the Office action as being illustrated by Figures 11 through 15. Applicant respectfully submits that claims 34, 36,

38-43, 48-53, 55, 60, 61, 65-68, 72-74, and 77-82 are all readable on species D. Applicant respectfully submits that at least independent claims 34 and 53 are generic.

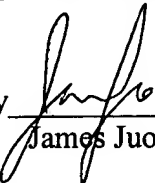
Applicant respectfully submits that the specification of the present application discloses commonality of operation, function, and effect between species D and E, which are illustrated in FIGS. 11 through 13, and FIG. 19, respectively. For example, the specification at page 22, lines 32-33, states that the embodiment catheter shown in FIG. 19 is similar to that shown in FIGS. 11, 12, and 13. Both embodiments include electrodes which are bowed outwardly. Applicant respectfully submits that there is commonality of operation, function, and effect between at least species D and E, as defined by the Examiner. Applicant respectfully submits that it would not impose a serious burden on the Examiner to examine the species illustrated by FIGS. 11 through 15, and 19.

Applicant respectfully requests favorable examination of the claims. If the Examiner has any comments or questions regarding any of the foregoing, kindly telephone the undersigned.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By

  
James Juo, Reg. No. 36,177

FULWIDER PATTON LEE & UTECHT, LLP  
6060 Center Drive, Tenth Floor  
Los Angeles, California 90045  
tel: (310) 824-5555  
fax: (310) 825-9696